

CLEARANCES	Initial	Date	Date Received in Council Office:	Agenda date	Assigned to:
Originator: Mary Scrimsher	MS	9/25/94		10/11/94	Council - Intro
Division Head:				11/8/94	Council - Hearing
Dept. Head: Jeff Monsen	JM	9/28/94		11/22/94	Council
Prosecutor: Dan Gibson	DG	9/23		2/28/95	Council
Purchasing/Budget:					
Executive:	h	10/3/94			

**SUBJECT:**

Amendment to make additions to Ordinance No. 92-001 granting a non-exclusive franchise to Black Rock Cable, Inc. to operate and maintain a cable communication system within specified areas of Whatcom County

**ATTACHMENTS:**

Ordinance  
Map

**SUMMARY STATEMENT:**

*Please complete sections of box as appropriate & explain the item below.*

Related County contract #:	Should Clerk schedule a hearing? NO /__ / YES / <u>X</u> - / Requested date: October 25, 1994
Amount budgeted for this item/project:	Is it (or will it be) within budget? YES /__ / NO /__ / (Please explain below)
Budget line item number(s):	

Black Rock Cable, Inc. is requesting amendment to the non-exclusive franchise they now hold for the purpose of adding more roads and rights-of-way.

**ORIGINATOR'S RECOMMENDED ACTION:**

Adoption of the ordinance.

**COMMITTEE ACTION TAKEN:**

**COUNCIL ACTION TAKEN:**

- 10/11/94: Council Introduced agenda bill
- 11/8/94: Held in Committee scheduled for 11/22
- 11/22/94: Pulled from agenda, will be scheduled later.
- 2/28/95: Adopted as amended 7-0

**Related File Numbers:**

**Ordinance or Resolution Number (this item only):**

ORDINANCE NO. 95-11

IN THE MATTER OF GRANTING AN AMENDMENT FOR THE PURPOSE OF MODIFICATIONS AND ADDITIONS TO ORDINANCE NO. 92-001 GRANTING A NON-EXCLUSIVE FRANCHISE TO BLACK ROCK CABLE, INC. PURSUANT TO STATE LAW AND SECTION 9.30 OF THE WHATCOM COUNTY HOME RULE CHARTER, TO OPERATE AND MAINTAIN A CABLE COMMUNICATION SYSTEM WITHIN SPECIFIED AREAS OF WHATCOM COUNTY.

WHEREAS, Black Rock Cable, Inc. having heretofore applied for additions and modifications to its twenty-five (25) year franchise to install, operate and maintain a cable communication system along those certain roads in Whatcom County, Washington, and notices of this hearing having been duly published on the 22nd day of October, 1994 and on the 29th day of October, 1994, in the Bellingham Herald, a newspaper having county-wide circulation, and it appearing to the County that said notices of said hearing have been given as required by law, and that it is in the public interest to grant the modifications and additions to said franchise:

NOW, THEREFORE, BE IT ORDAINED by the Council of Whatcom County, Washington, that Ordinance No. 92-001, the non-exclusive franchise heretofore granted to the said Black Rock Cable, Inc. be and the same is hereby amended and the additions and modifications herein shall be subject to the same terms and conditions granted to said Black Rock Cable, Inc., the same to apply to maintenance and operation and construction of television cable lines on, under, along, and over the following described public county roads and rights-of-way in Whatcom County, Washington, to-wit:

Sections 4, 5, 6, 7, 8, 9, 16, 17, Township 38N Range 5E  
18, 19, 20, 21, 28, 29, 30, 31,  
32, and 33

Sections 4, 5, 6, 7, 8, 9, 16, 17, Township 37N Range 5E  
20, 21, 29, 30, 31, and 32

Sections 21, 22, 23, 25, 26, and 27 Township 37N Range 4E

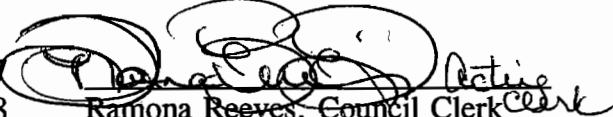
Sections 7, 8, 16, 17, and 18 Township 38N Range 3E


1	Sections 3, 4, 5, 8, 9, 10, 15, 16,	Township 39N	Range 4E
2	17, and 21.		
3	Sections 32, 33, and 34	Township 40N	Range 4E
4	Sections 3, 4, 5, 6, 7, 8, and 9	Township 39N	Range 7E
5	Sections 1 and 2	Township 39N	Range 6E
6	Section 34 and 35	Township 40N	Range 6E
7			
8	Sections 33 and 34	Township 40N	Range 7E

9 This franchise is granted upon the express terms and conditions that appear in the  
 10 original franchise dated the 7th day of January, 1992 and subject to all of the rights,  
 11 privileges and conditions therein contained. The extension of service area authorized by this  
 12 amendment may be subject to change dependent upon the outcome of the negotiations with  
 13 TCI.

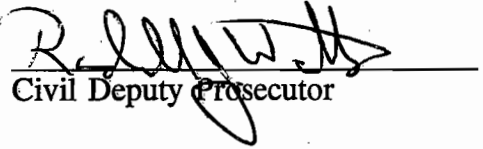
14 ADOPTED this 28th day of February, 1995.

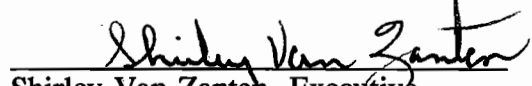
15 WHATCOM COUNTY COUNCIL  
 16 ATTEST: WHATCOM COUNTY, WASHINGTON

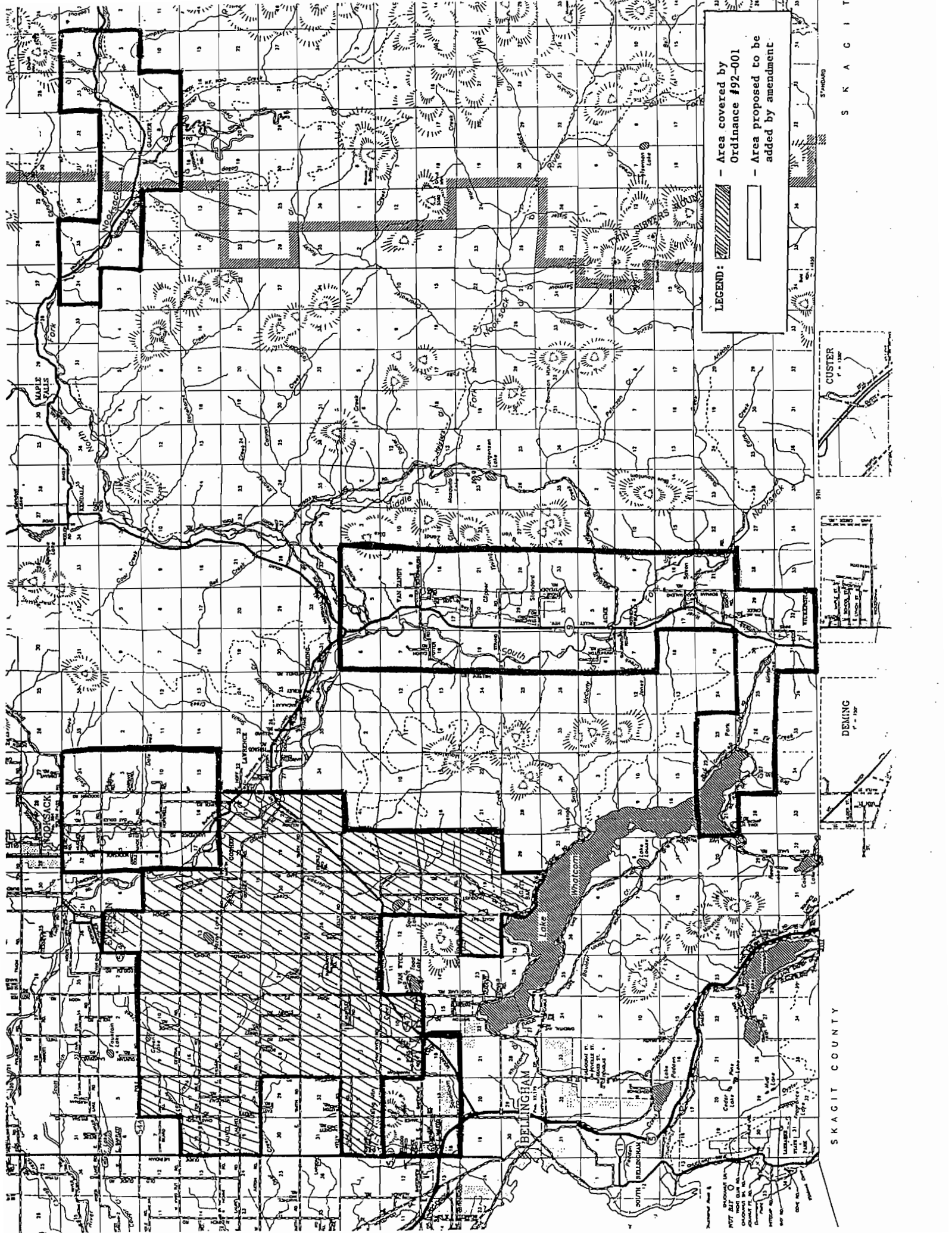
17   
 18 Ramona Reeves, Council Clerk

  
 Robert Imhof, Council Chair

19 APPROVED AS TO FORM:  Approved  Denied

20   
 21 Civil Deputy Prosecutor  
 22

  
 Shirley Van Zanten, Executive  
 Date: \_\_\_\_\_

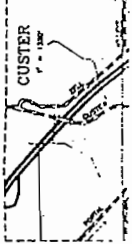


**LEGEND:**

- Area covered by Ordinance #92-001
- Area proposed to be added by amendment

STANDARD

S K A G I T



DEMING

SKAGIT COUNTY

BELLINGHAM

WOODSACK  
MADOCKE  
FOK  
SOUTH  
PHOTOCOM  
LOKE  
CUSTER  
DEMING